

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/679,103 Confirmation No. 2233
Applicant : Danitz et al.
Filed : October 4, 2003
TC/A.U. : 3731
Examiner : Tuan Van Nguyen

Docket No.: 06-473-2
Cust. No. : 34704

Mail Stop 16
Director of the USPTO
P.O. Box 1450
Alexandria , VA 22313-1450

RESPONSE TO NOTIFICATION OF NON COMPLIANT APPEAL BRIEF

Dear Sir/Madam:

A notification of non-compliant appeal brief was mailed on June 8, 2009. The appeal brief filed on May 6, 2009 is in response to the office action mailed on February 2, 2009. This office action does not contain a 102(b) rejection. As indicated in Section VI of the appeal brief, the current office action contains two 103(a) rejections of claims 50-60 and 68; and, claims 61, 62 and 64-67. Claim 63 is objected to for being dependent upon a rejected claim. Since claim 63 is not rejected, it is not being argued on appeal.

Please withdraw the notification of non-compliant appeal mailed on June 8, 2009, the current appeal brief on file is in compliance with the provisions of 37 C.F.R. 41.37.

It is our understanding that no fee is due at this time. If the Director indicates that any additional fees are due, please charge any outstanding fees to the deposit account of record.

Respectfully submitted,

Danitz et al.

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Date: June 17, 2009